FRJ \$



ATTORNEY DOCKET NO.: 047991-5019

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  Tomoyoshi YAMASHITA, et al.  Application No.: 10/538,008  Art Unit: 2885  Filing Date: June 3, 2005  For: LIGHT DEFLECTOR AND LIGHT SOURCE DEVICE  Commissioner for Patents U.S. Patent and Trademark Office Mail Stop Amendment Alexandria, VA 22314  Sir:  AMENDMENT TRANSMITTAL FORM  1. Transmitted herewith is an Amendment responding to the Office Action dated March 4, 2008.  2. Additional papers enclosed:  Submission of Replacement Formal Drawings with 16 sheets of drawings including 25 Figures.  Information Disclosure Statement  Form PTO-1449, references included Citations  Declaration of Biological Deposit Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.	MOER		•
Application No.: 10/538,008		Application of:	)
Filing Date: June 3, 2005		Tomoyoshi YAMASHITA, et al.	) Confirmation No.: 6861
For: LIGHT DEFLECTOR AND LIGHT SOURCE DEVICE  Mail Stop Amendment U.S. Patent and Trademark Office Mail Stop Amendment Alexandria, VA 22314  Sir:  AMENDMENT TRANSMITTAL FORM  1. Transmitted herewith is an Amendment responding to the Office Action dated March 4, 2008.  2. Additional papers enclosed:  Submission of Replacement Formal Drawings with 16 sheets of drawings including 25 Figures. Information Disclosure Statement Form PTO-1449, references included Citations Declaration of Biological Deposit Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.	Appli	cation No.: 10/538,008	) Art Unit: 2885
Commissioner for Patents U.S. Patent and Trademark Office Mail Stop Amendment Alexandria, VA 22314  Sir:  AMENDMENT TRANSMITTAL FORM  1. Transmitted herewith is an Amendment responding to the Office Action dated March 4, 2008.  2. Additional papers enclosed:  Submission of Replacement Formal Drawings with 16 sheets of drawings including 25 Figures.  Information Disclosure Statement Form PTO-1449, references included Citations Declaration of Biological Deposit Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.	Filing	g Date: June 3, 2005	) Examiner: R. May
U.S. Patent and Trademark Office  Mail Stop Amendment  Alexandria, VA 22314  Sir:  AMENDMENT TRANSMITTAL FORM  1. Transmitted herewith is an Amendment responding to the Office Action dated March 4, 2008.  2. Additional papers enclosed:  Submission of Replacement Formal Drawings with 16 sheets of drawings including 25 Figures.  Information Disclosure Statement  Form PTO-1449, references included  Citations  Declaration of Biological Deposit  Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.	For:	•	) Mail Stop Amendment )
AMENDMENT TRANSMITTAL FORM  1. Transmitted herewith is an Amendment responding to the Office Action dated March 4, 2008.  2. Additional papers enclosed:  Submission of Replacement Formal Drawings with 16 sheets of drawings including 25 Figures.  Information Disclosure Statement Form PTO-1449, references included Citations Declaration of Biological Deposit Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.	U.S. I <b>Mail</b>	Patent and Trademark Office  Stop Amendment	
<ol> <li>Transmitted herewith is an Amendment responding to the Office Action dated March 4, 2008.</li> <li>Additional papers enclosed:         <ul> <li>Submission of Replacement Formal Drawings with 16 sheets of drawings including 25 Figures.</li> <li>Information Disclosure Statement</li> <li>Form PTO-1449, references included</li> <li>Citations</li> <li>Declaration of Biological Deposit</li> <li>Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.</li> </ul> </li> </ol>	Sir:		
March 4, 2008.  2. Additional papers enclosed:  □ Submission of Replacement Formal Drawings with 16 sheets of drawings including 25 Figures. □ Information Disclosure Statement □ Form PTO-1449, references included □ Citations □ Declaration of Biological Deposit □ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.		AMENDMENT TRAN	NSMITTAL FORM
Submission of Replacement Formal Drawings with 16 sheets of drawings including 25 Figures.  Information Disclosure Statement Form PTO-1449, references included Citations Declaration of Biological Deposit Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.	1.		sponding to the Office Action dated
including 25 Figures.  Information Disclosure Statement Form PTO-1449, references included Citations Declaration of Biological Deposit Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.	2.	Additional papers enclosed:	
acid sequence.		including 25 Figures.  Information Disclosure Statement Form PTO-1449, references Citations Declaration of Biological Deposit Submission of "Sequence Listing",	included computer readable copy and/or amendment
8\\80\CARO WURWALI DADOCATA JARGIO IDUA			y invention containing nucleotide and/or amino 8//88/2688 AUONDAF1 08828855 588310 10538888

01 FC:1251

120.00 DA

Attorney Docket No.: 047991-5019 Application No. 10/538,008

Page 2

## 3. Extension of Time

-	roceedings herein are f F.R. § 1.136(a) apply.	for a patent application	and the provisions of				
	conditional petition i	s being made to provid	e is required. However, this le for the possibility that applicants a petition and fee for extension of				
$\boxtimes$	Applicant's petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:						
	Total Months	Fee for	[Fee for Small				
	Requested	Extension	Entity]				
	If an additional extention therefor.	•	d, please consider this a Petition				
			peen secured and the fee paid therefor or the total months of extension now				
Constr	uctive Petition						
	hereby authorized by pendency of this app which may be require	this paper to charge and this paper to charge and lication including fees ed, including any requi	F.R. § 1.18, the Commissioner is my additional fees during the entire due under 37 C.F.R. §§ 1.16 and 1.17 red extension of time fees, or credit 10. This paragraph is intended to be a				

CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with

37 C.F.R. § 1.136(a)(3).

4.

## 5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED									
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees			
Total Claims (37 C.F.R. §1.16(c))									
Independent Claims (37 C.F.R.§1.16(b))	3	minus	<b>3</b>	0	x \$210 each=	+\$			
[] First presentation of Multiple dependent claim(s) \$370.00									
SUB-TOTAL =									
Reduction by	-\$								
TOTAL FEE	\$ 0.00								

## 6. Fee Payment

	No	fee	is	to	be	paid	at	this	time.
--	----	-----	----	----	----	------	----	------	-------

- $\boxtimes$ The Commissioner is hereby authorized to charge \$120.00 for the one-month extension of time fee due to Deposit Account No. 50-0310.
- $\boxtimes$ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

By:

Respectfully submitted,

Yiaobin You Reg. No. 62,510

MORGAN, LEWIS & BOCKIUS LLP

Dated: <u>July 3, 2008</u>

**CUSTOMER NO. 09629** 

MORGAN, LEWIS & BOCKIUS LLP

1111 Pennsylvania Avenue, N.W.

Washington, D.C. 20004 Telephone: (202) 739-3000 Facsimile: (202) 739-3001